

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, September 2, 2009, 2009, at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:32 A.M. AND WENT INTO CLOSED SESSION AT 9:33 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:18 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, August 26, 2009, for approval
APPROVED.

Unfinished Business

1. *Petition of **VICTOR ROBLES** for a hearing on his **discharge**, effective April 30, 2008, from the position of Respiratory Care Practitioner I, Department of Health Services, LAC+USC Healthcare Network, **Case No. 08-187.***
REMANDED TO THE HEARING OFFICER FOR FINDINGS OF FACT.

New Business

2. *Petition of **JOHN C. LOPEZ** for a hearing on his ten (10) day **suspension**, effective June 15, 2009, from the position of Information Systems Supervisor II, Department of Public Works, **Case No. 09-1220**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
3. *Petition of **ELENA MORA** for a hearing on her fifteen (15) day **suspension**, effective June 1, 2009, from the position of Legal Office Support Assistant II, District Attorney's Office, **Case No. 09-1231**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
4. *Petition of **AMBER RICHARDS** for a hearing on her twenty (20) day **suspension**, effective June 28, 2009, from the position of Dispatcher I, Department of Public Works, **Case No. 09-1223**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
5. *Petition of **LESLIE WARREN** for a hearing on her fifteen (15) day **suspension**, effective June 22, 2009, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 09-1234**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
6. *Petition of **JENNIFER YAN** for a hearing on her fifteen (15) day **suspension**, effective June 8, 2009, from the position of Eligibility Worker III, Department of Public Social Services, **Case No. 09-1232**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
7. *Petition of **FRANK CALDERA** for a hearing on his **discharge**, effective June 12, 2009, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 09-1233**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
8. *Petition of **ANDREW AHTEN** for a hearing on the Director of Personnel's denial of his appeal of the **score** received in the **hydrant event** in the examination for Fire Fighter Specialist, **Case No. 09-1145**.*
CONTINUED TO THE MEETING OF SEPTEMBER 23, 2009, AT THE REQUEST OF DAVE MORSE, LOCAL 1014, IN ORDER FOR HIM TO BE PRESENT.

New Business (continued)

9. *Petition of **SAUL M. GONZALEZ** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Administrative Services Manager III, based on his claim of a Civil Service Rule 25 violation, **Case No. 09-1135.***
HEARING DENIED.
10. *Petition of **SHEMEKA KING** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Supervising Child Support Officer, **Case No. 09-1163.***
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)
11. *Petition of **RUBEN ORTIZ** for a hearing on the Director of Personnel's denial of his appeal of the **score** received in the **hydrant event** in the examination for Fire Fighter Specialist, **Case No. 09-1130.***
CONTINUED TO THE MEETING OF SEPTEMBER 23, 2009, AT THE REQUEST OF DAVE MORSE, LOCAL 1014, IN ORDER FOR HIM TO BE PRESENT.
12. *Petition of **LOUISE TARVIRDI** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Supervising Child Support Officer, **Case No. 09-1162.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

Miscellaneous

13. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS

ADJOURNED TO CLOSED SESSION AT 11:37 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

14. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective February 22, 2005, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 05-083**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JOAN CLAY MANLEY, TO SUSTAIN THE DEPARTMENT.
15. *Petitioner's request for a hearing on his **discharge**, effective October 16, 2007, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 07-477**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, BARBARA E. MILLER, TO SUSTAIN THE DEPARTMENT.
16. *Petitioner's request for a hearing on his **discharge**, effective November 23, 2007, from the position of Detention Services Officer, Probation Department, **Case No. 07-513**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, TRUDI FERGUSON, TO SUSTAIN THE DEPARTMENT. ON PAGE 1, FIRST PARAGRAPH OF THE HEARING OFFICER'S REPORT, THE COMMISSION ADDED MARCH 19, 2009, AS A HEARING DATE.
17. *Petitioner's request for a hearing on his fifteen (15) day **suspension**, effective November 16, 2007, from the position of Deputy Probation Officer II, Probation Department, **Case No. 07-503**.*
OBJECTIONS OVERRULED. ADOPTED, AS CONSTITUTING THE FINAL DECISION OF THE COMMISSION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JAN STIGLITZ, TO SUSTAIN THE DEPARTMENT.
18. *Petitioner's request for a hearing on her **discharge**, effective January 10, 2007, from the position of Senior Probation Director, Probation Department, **Case No. 07-027**.*
CONTINUED IN ORDER FOR THE COMMISSION TO READ THE RECORD. (NANCY TAKADE SUBSTITUTED AS LEGAL ADVISOR.)

CLOSED SESSION (continued)

Unfinished Business (continued)

19. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective March 18, 2007, from the position of Group Supervisor, Nights, Probation Department, **Case No. 07-127**.*
AFTER READING THE RECORD THE COMMISSION SUSTAINED THE PETITIONER'S OBJECTIONS AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO ACCEPT THE FINDINGS OF THE HEARING OFFICER, WALTER F. DAUGHERTY, BUT REJECTED FINDING OF FACT 6 AND MODIFIED CONCLUSIONS OF LAW 1 AND 2. THE SUSPENSION IS REDUCED TO SEVEN (7) DAYS. COMMISSIONERS ADKINS AND KAHWAJIAN DISSENTED.

20. *Petitioner's request for a hearing on his **discharge**, effective December 14, 2007, from the position of Police Officer, Los Angeles County Police, Department of Human Resources, Office of Public Safety, **Case No. 07-535**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

New Business

21. *Petitioner's request for a hearing on his six (6) day **suspension**, effective June 14, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 09-1229**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

22. *Petitioner's request for a hearing on his fifteen (15) day **suspension**, effective June 15, 2009, from the position of Deputy Probation Officer II, Field, Probation Department, **Case No. 09-1230**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:18 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:20 P.M.

Legal Advisor:
Gordon Trask

Legal Advisor:
Nancy Takade (Item #18 only)

Chief, Commission Services:
Rochelle L. Williams

Head Commission Specialist:
Janice A. Davis

APPROVED BY THE CIVIL SERVICE
COMMISSION ON SEPTEMBER 9, 2009

A handwritten signature in cursive script, appearing to read "S. Stivers", written in dark ink.

Sandy Stivers
Deputy Executive Director